COURT FEE INDIA TEN RUPEES

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 2298/2001

PETITIONER : Tularam Jaiswal,
S/o Shri Jhodiram Jaiswal,
aged about 40 years,
R/o Kodma Mahant
P.O. Dongaria, Lormi,
District- Bilaspur.

- Versus -

RESPONDENTS : 1. State of Chhattisgarh
Through: Secretary,
Department of Health,
D.K.Bhawan, Raipur.

2. Joint Director,
Directorate of Health Services
Chhattisgarh, Raipur.

3. Chief Medical and Health
Officer, Bilaspur.

P.R. No. 2299/01
Presented on Shri
dated 29/10/01.

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF CERTIORARI, PROHIBITION, MANDAMUS ETC. AND/OR SUITABLE DIRECTION OR ORDER.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(15)

आदेश पत्रक

W.P. NO. 2298/2001

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	06.12.2001 Heard Shri Vinay Pandey, learned counsel for the petitioner. Heard also Shri Rajeev Shrivastava, learned Panel Lawyer for the respondent No.1 / State. The writ petitioner was appointed as District Level Malaria Worker by Chief Medical Officer, Bilaspur on 27.09.1985 and he was posted to Primary Health Center, Village:Lormi. While serving as such, by another order dated 07.09.2001 the writ petitioner was transferred to Mahasamund. The wife of the writ petitioner also works at the same place. The learned counsel for the petitioner submits that since both the husband and wife are working as District Level Employees, they may be allowed to stay at the same place. It is also submitted that normally district level worker is not transferred to another district. It is also further stated that the writ petitioner has not been released till date and nobody has been posted in his place at Lormi. Shri Rajeev Shrivastava has pointed out that since the writ petitioner is a State employee this matter should be dealt with by the State Administrative Tribunal. This submission has force. In the result, this petition is disposed of with a direction that the writ petitioner shall approach State Administrative Tribunal within ten days from today. On receipt of petition, the learned Tribunal shall proceed to examine and dispose of the same on merit.	

पीछे देखिये

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

In the facts and circumstances of the present case, it will be in the interest of justice that status quo as regards the service conditions particularly as regards the place of posting of the writ petitioner be maintained as it exists on this date, until further orders are passed by the learned Tribunal. This will mean that the petitioner shall be allowed to continue at Lormi until further orders in this regard, are passed by the learned Tribunal.

The petition is accordingly, disposed of.

Sd/-
Chief Justice